

# SECRETARY OF STATE[721]

## DIVISION I ADMINISTRATION

### CHAPTER 1

#### DESCRIPTION OF ORGANIZATION

- 1.1(17A) Central organization
- 1.2(17A) Corporations
- 1.3(17A) Uniform Commercial Code
- 1.4(17A) Elections
- 1.5(17A) Land office
- 1.6(17A) Notaries public
- 1.7(17A) Legislative division—enrolled bills
- 1.8(17A) Process agent
- 1.9(17A) Oaths and bonds
- 1.10(17A) Joint governmental agreements
- 1.11 Reserved
- 1.12(17A) Judiciary

### CHAPTER 2

#### RULES OF PRACTICE

- 2.1(17A) Forms used
- 2.2(17A) Filing complaints
- 2.3(17A) Payment for services
- 2.4(17A) Examination and preservation of records
- 2.5(17A) Telecopier service

### CHAPTER 3

#### ADMINISTRATIVE HEARINGS

- 3.1(17A) Scope
- 3.2(17A) Definitions
- 3.3(17A) General information
- 3.4(17A) Commencing the contested case
- 3.5(17A) Notice of hearing
- 3.6(17A) Contested case hearing procedures
- 3.7(17A) Presiding officer
- 3.8(17A) Decisions
- 3.9(17A) Request for rehearing
- 3.10(17A) Judicial review

### CHAPTER 4

#### FORMS

- 4.1(17A) Forms and instructions
- 4.2(17A) Corporation forms
- 4.3(17A) Election forms
- 4.4(17A) Uniform Commercial Code forms
- 4.5(17A) Verified lien statement forms
- 4.6(9A,17A) Athlete agent

## CHAPTER 5

### PUBLIC RECORDS AND FAIR INFORMATION PRACTICES

(Uniform Rules)

- 5.1(17A,22) Definitions
- 5.3(17A,22) Requests for access to records
- 5.6(17A,22) Procedure by which additions, dissents, or objections may be entered into certain records
- 5.9(17A,22) Disclosures without the consent of the subject
- 5.10(17A,22) Routine use
- 5.11(17A,22) Consensual disclosure of confidential records
- 5.12(17A,22) Release to subject
- 5.13(17A,22) Availability of records
- 5.14(17A,22) Personally identifiable information
- 5.15(17A,22) Personnel files
- 5.16(17A,22) Other groups of records

## CHAPTER 6

### Reserved

## CHAPTER 7

### AGENCY PROCEDURE FOR RULE MAKING

- 7.1(17A) Applicability
- 7.2(17A) Advice on possible rules before notice of proposed rule adoption
- 7.3(17A) Public rule-making docket
- 7.4(17A) Notice of proposed rule making
- 7.5(17A) Public participation
- 7.6(17A) Regulatory analysis
- 7.7(17A,25B) Fiscal impact statement
- 7.8(17A) Time and manner of rule adoption
- 7.9(17A) Variance between adopted rule and published notice of proposed rule adoption
- 7.10(17A) Exemptions from public rule-making procedures
- 7.11(17A) Concise statement of reasons
- 7.12(17A) Contents, style, and form of rule
- 7.13(17A) Agency rule-making record
- 7.14(17A) Filing of rules
- 7.15(17A) Effectiveness of rules prior to publication
- 7.16(17A) General statements of policy
- 7.17(17A) Review by agency of rules

CHAPTER 8  
PETITIONS FOR RULE MAKING

- 8.1(17A) Petition for rule making
- 8.2(17A) Briefs
- 8.3(17A) Inquiries
- 8.4(17A) Agency consideration

CHAPTER 9  
DECLARATORY ORDERS

- 9.1(17A) Petition for declaratory order
- 9.2(17A) Notice of petition
- 9.3(17A) Intervention
- 9.4(17A) Briefs
- 9.5(17A) Inquiries
- 9.6(17A) Service and filing of petitions and other papers
- 9.7(17A) Consideration
- 9.8(17A) Action on petition
- 9.9(17A) Refusal to issue order
- 9.10(17A) Contents of declaratory order—effective date
- 9.11(17A) Copies of orders
- 9.12(17A) Effect of a declaratory order

CHAPTER 10  
WAIVER AND VARIANCE RULES

- 10.1(17A) Definition
- 10.2(17A) Scope of chapter
- 10.3(17A) Applicability
- 10.4(17A) Criteria for waiver or variance
- 10.5(17A) Filing of petition
- 10.6(17A) Content of petition
- 10.7(17A) Additional information
- 10.8(17A) Notice
- 10.9(17A) Hearing procedures
- 10.10(17A) Ruling
- 10.11(17A) Public availability
- 10.12(17A) Summary reports
- 10.13(17A) Cancellation of a waiver
- 10.14(17A) Violations
- 10.15(17A) Defense
- 10.16(17A) Judicial review

CHAPTERS 11 to 19

Reserved

DIVISION II  
ELECTIONS

CHAPTER 20  
DEPUTY COMMISSIONERS  
OF ELECTIONS

- 20.1(47) Deputy secretary of state and deputy county auditor to act

- 20.2(47) County commissioner of elections may appoint special deputies

CHAPTER 21  
ELECTION FORMS AND INSTRUCTIONS

DIVISION I

GENERAL ADMINISTRATIVE PROCEDURES

- 21.1(47) Emergency election procedures
- 21.2(47) Facsimile documents
- 21.3(49) Voter identification documents
- 21.4(49) Changes of address at the polls
- 21.5 to 21.7 Reserved
- 21.8(78GA,HF2330) “Vote here” signs
- 21.9 Reserved
- 21.10(43) Application for status as a political party
- 21.11 to 21.19 Reserved
- 21.20(62) Election contest costs
- 21.21(62) Limitations
- 21.22 to 21.24 Reserved
- 21.25(50) Administrative recounts
- 21.26 to 21.29 Reserved
- 21.30(49) Inclusion of annexed territory in city repincincting and redistricting plans
- 21.31 to 21.49 Reserved
- 21.50(49) Polling place accessibility standards
- 21.51 to 21.199 Reserved

DIVISION II

BALLOT PREPARATION

- 21.200(49) Constitutional amendments and public measures
- 21.201(44) Competing nominations by nonparty political organizations
- 21.202 to 21.299 Reserved

DIVISION III

ABSENTEE VOTING

- 21.300(53) Satellite absentee voting stations
- 21.301(53) Absentee requests from voters whose registration records are inactive
- 21.302 to 21.358 Reserved
- 21.359(53) Processing absentee ballots before election day
- 21.360(53) Failure to affix postmark date
- 21.361(53) Rejection of absentee ballot
- 21.362 to 21.399 Reserved

DIVISION IV		22.2(52)	Voting system standards
INSTRUCTIONS FOR SPECIFIC ELECTIONS		22.3(52)	Examiners
21.400(376)	Signature requirements for certain cities	22.4(52)	Fees and expenses paid to the examiners
21.401(376)	Signature requirements in cities with primary or runoff election provisions	22.5(52)	Examination of voting equipment—application
21.402(372)	Filing deadline for charter commission appointment petition	22.6(52)	Review of application by examiners
21.403 to 21.499	Reserved	22.7(52)	Consultant
21.500(277)	Signature requirements for school director candidates	22.8(52)	Contact other users
21.501 to 21.599	Reserved	22.9(52)	Testing the equipment
21.600(43)	Primary election signatures—plan three supervisor candidates	22.10(52)	Test primary election for three political parties
21.601(43)	Plan III supervisor district candidate signatures after a change in the number of supervisors	22.11(52)	Test general election
21.602(43)	Primary election—nominations by write-in votes for certain offices	22.12(52)	Report
21.603 to 21.799	Reserved	22.13(52)	Notification
21.800(422B)	Local sales and services tax elections	22.14(52)	Denial of certification
21.801(422B)	Form of ballot for local option tax elections	22.15(52)	Application for reconsideration
21.802(422B)	Local vehicle tax elections	22.16(52)	Appeal
21.803(77GA,HF2282)	Local sales and services tax elections for school infrastructure projects	22.17(52)	Reexamination following changes in equipment
21.804 to 21.809	Reserved	22.18(52)	Rescinding certification
21.810(34A)	Referendum on enhanced 911 emergency telephone communication system funding	22.19(52)	Examination of voting booths—application
21.811 to 21.819	Reserved	22.20(52)	Review of application by examiners
21.820(99F)	Excursion boat gambling elections	22.21(52)	Contact other users
21.821 to 21.829	Reserved	22.22(52)	Criteria for approval
21.830(357E)	Benefited recreational lake district elections	22.23(52)	Report
CHAPTER 22		22.24(52)	Notification
ALTERNATIVE VOTING SYSTEMS		22.25(52)	Denial of certification
TESTING AND EXAMINATION OF VOTING EQUIPMENT		22.26(52)	Application for reconsideration
22.1(52)	Definitions for certification of voting equipment	22.27(52)	Appeal
		22.28(52)	Reexamination following changes in voting booth
		22.29(52)	Rescinding certification
		22.30 to 22.39	Reserved
		22.40(52)	Public testing of voting machines
		22.41(52)	Public testing of optical scan systems
		22.42 to 22.99	Reserved
		SPECIAL PAPER BALLOT SYSTEMS	
		22.100(52)	Special paper ballots, portable vote tallying systems, and central count systems
		22.101(52)	Definitions
		22.102(52)	Special paper ballots
		22.103 to 22.199	Reserved

## PRECINCT COUNT SYSTEMS

- 22.200(52) Security
- 22.201(52) Programming the tabulating devices for precinct count systems
- 22.202 to 22.220 Reserved
- 22.221(52) Sample ballots and instructions to voters
- 22.222 to 22.230 Reserved
- 22.231(52) Emergency procedures
- 22.232(52) Manner of voting
- 22.233 to 22.239 Reserved
- 22.240(52) Results
- 22.241(52) Electronic transmission of election results
- 22.242 to 22.249 Reserved
- 22.250(52) Absentee voting
- 22.251(52) Absentee voting instructions
- 22.252 to 22.259 Reserved
- 22.260(52) Specific precinct count systems
- 22.261(52) ES&S Model 100—system messages and solution codes
- 22.262 to 22.341 Reserved

## CENTRAL COUNT SYSTEMS

- 22.342(52) Tally list for central count precincts
- 22.343 to 22.430 Reserved
- VOTING MACHINES
- 22.431(52) Temporary use of paper ballots in voting machine precincts
- 22.432 to 22.460 Reserved
- 22.461(52) MicroVote Absentee Voting System

## CHAPTER 23

VOTER REGISTRATION  
IN STATE AGENCIES

- 23.1(75GA,ch1169) Definitions
- 23.2(75GA,ch1169) Registration forms
- 23.3(75GA,ch1169) Declination forms
- 23.4(75GA,ch1169) Electronic declination records
- 23.5(75GA,ch1169) Retention and storage of declination forms
- 23.6(75GA,ch1169) Distribution of voter registration forms

- 23.7(75GA,ch1169) Applications, recertifications, renewals and changes of address received from applicant representatives
- 23.8(75GA,ch1169) Recertification and renewal applications
- 23.9(75GA,ch1169) Change of address notices
- 23.10(75GA,ch1169) Ineligible applicants

## CHAPTER 24

## UNOFFICIAL CANVASS OF VOTES

- 24.1(47) Unofficial canvass
- 24.2(47) Duties of the county commissioner of elections
- 24.3(47) Duties of the state commissioner of elections

## CHAPTERS 25 to 29

Reserved

## DIVISION III

## UNIFORM COMMERCIAL CODE

## CHAPTER 30

## UNIFORM COMMERCIAL CODE

- 30.1(554) General provisions
- 30.2(554) Acceptance and refusal of documents
- 30.3(554) UCC information management system
- 30.4(554) Filing and data entry procedures
- 30.5(554) Search requests and reports
- 30.6(554) Other notices of liens

## CHAPTERS 31 to 39

Reserved

## DIVISION IV

## CORPORATIONS

## CHAPTER 40

## CORPORATIONS

- 40.1(490,499,504A) Filing of documents
- 40.2(490,499,504A) Reinstatement of corporations
- 40.3(487,490,504A) Names distinguishable upon corporate records

40.4(491,496A,499, 504A,548) Payment and refund of fees

40.5(491,496A,499, 504A,548) Document to county recorder

40.6(548) Registration and protection of marks

#### CHAPTER 41

Reserved

#### CHAPTER 42

##### ATHLETE AGENT REGISTRATION

42.1(9A,17A) Fees

42.2(9A,17A) Surety bond

42.3(9A,17A) Agent contract

42.4(9A,17A) General information

#### CHAPTER 43

##### NOTARIAL ACTS

43.1(9E) Certificate of notarial acts

43.2(9E) Short forms

43.3(9E) Notarial acts in other jurisdictions of the United States

43.4(9E) Notarial acts under federal authority

43.5(9E) Foreign notarial acts

#### CHAPTER 44 REGISTRATION OF WASTE TIRE HAULERS

44.1(9B) Registration requirement

44.2(9B) Registration form

44.3(9B) Registration fee

44.4(9B) Bond form

44.5(9B) Marking of equipment

#### CHAPTER 45 CIVIL PENALTIES FOR WASTE TIRE HAULERS

45.1(9B) Scope

45.2(9B) Criteria

45.3(9B) Notice and hearing

45.4(9B) Administrative order

45.5(9B) Amount of penalty

45.6(9B) Payment

45.7(9B) Informal settlement

45.8(9B) Review period

45.9(9B) Review by the secretary of state